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> STATE OF NEW JERSEY DEPARTMENT OF LAW & PUBLIC SAFETY DIVISION OF CONSUMER AFFAIRS BOARD OF NURSING

IN THE MATTER OF THE APPLICATION : FOR LICENSURE OF

Administrative Action

DAYSHAUNA TALLEY

TO PRACTICE AS A LICENSED PRACTICAL NURSE IN THE STATE OF NEW JERSEY CONSENT ORDER

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of Dayshauna Talley's application for licensure by examination as a Licensed Practical Nurse, including a certification and authorization form for a criminal history background check dated September 24, 2013. On her application, Ms. Talley disclosed that she had been arrested and convicted, but did not provide any further information. results of the criminal history background check revealed that

Ms. Talley was: 1) arrested by members of the Lindenwold Police Department on July 5, 2009, charged with violating N.J.S.A. 2C:12-1A(1) (Simple Assault), which charge was dismissed on August 5, 2009 in the Lindenwold Municipal Court; 2) arrested by members of the Lindenwold Police Department on February 9, 2010, charged with violating N.J.S.A. 18A:38-25 (Failure to Cause Child to Attend School), which charge was dismissed on March 3, 2010; 3) arrested by members of the Lindenwold Police Department on December 27, 2011, charged with violating N.J.S.A. 2C:12-1A(1) (Simple Assault), which charge was dismissed on January 19, 2012 in the Lindenwold Municipal Court; 4) arrested by members of the Cherry Hill Township Police Department on April 14, 2013, charged with violating N.J.S.A. 2C:21-17 (Wrongful Impersonation), which charge was downgraded and Ms. Talley was found guilty of a local ordinance violence and assessed fines and costs of two hundred and eighty dollars (\$280); and 5) arrested by members of the Deptford Township Police Department on June 17, 2013, charged with violating N.J.S.A. 2C:20-11B(1) (Shoplifting), which charge was dismissed on February 26, 2014.

Ms. Talley provided further documentation concerning her criminal history and appeared before a committee of the Board to give testimony on August 5, 2014. Ms. Talley explained that two

of the arrests were due to domestic violence matters involving the father of her child. She is no longer together with the father. Ms. Talley also testified that the last two arrests in 2013 can be attributed to the company she kept, which she has since changed. Ms. Talley professed that she turned her life around when she began nursing school and that she now associates with people who will have a positive influence on her life. She vowed that she will not get arrested again. She has provided multiple recommendations, including letters from the Director of Nursing and an instructor at her nursing school.

While affording her a chance via this Consent Order, Ms. Talley is advised that any future arrests or convictions will result in serious disciplinary action. The Board finds that the applicant's conviction relates adversely to the practice of nursing within the intendment of N.J.S.A. 45:1-21(f) and that the applicant's good moral character, as required by N.J.S.A. 45:11-27, is in question in light of the number of arrests within recent years. The Board having reviewed this matter, and having considered the nature and timing of the above conduct, and the parties desiring to resolve this matter, and the Board having determined that the within Order is sufficiently protective of the public, in lieu of further proceedings, and for other good

cause shown;

HEREBY ORDERED AND AGREED that:

- 1. Dayshauna Talley's application for licensure as a Licensed Practical Nurse shall be granted upon proof of her passing the National Council Licensure Examination for Practical Nurses (NCLEX-PN), if not already provided.
- 2. Dayshauna Talley shall be placed on probation for a period of two years. During this period of probation, Ms. Talley is required to report to the Board any arrest, indictment, or conviction for any crime or disorderly persons offense within ten (10) days of the event. Any arrest, indictment, or conviction for any crime or disorderly persons offense within the probationary period shall be considered a violation of probation.
- 3. Dayshauna Talley shall obey all the laws of the State of New Jersey, the United States and their political subdivisions as well as all regulations, rules or laws pertaining to the practice of nursing in the State or jurisdiction in which she practices nursing, and all policies and practices pertaining to her employment as a nurse.
- 4. Any deviation from the terms of this Order without the prior written consent of the Board shall constitute a failure to

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comply with the terms of this Order. Upon receipt of any reliable information indicating that Ms. Talley has violated any term of this Order, Ms. Talley's license may be automatically suspended by the Board until further Order of the Board. Within fifteen days following receipt of such notice, Ms. Talley may request a hearing to contest the entry of such an Order. At any such hearing, the sole issue shall be whether any of the information received was materially false. In addition, the Board reserves the right to bring further disciplinary action upon receipt of any information indicating a violation of this Order.

NEW JERSEY STATE BOARD OF NURSING

Dyr.

Patricia Murphy, PhD, PRN

Board President

I have read and understand the within Consent Order and agree to be bound by its terms.

Davshalma Tallev

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